

Chapter: Rules for State-Operated Programs and Facilities Subchapter: Security and Control Rule: Custody and Supervision Rating ACA: 4-JCF-3A-17, 5B-01, 5I-03 Statute(s): N/A	Effective Date: 12/1/14 Page: 1 of 2 Replaces: GAP.380.9707, 9/1/10
---	--

RULE

(a) **Purpose.**

The purpose of this rule is to establish the minimum supervision requirements for youth assigned to high restriction facilities who are authorized to leave facility grounds.

(b) **Applicability.**

- (1) This rule applies only to youth placed in TJJD-operated high restriction facilities.
- (2) This rule does not apply to youth assignments to a conditional placement. See §380.8545 of this title.

(c) **Definitions.**

- (1) **Custody and Supervision Rating (CSR)**--a rating which determines whether youth will be permitted to participate in off-campus activities and the level of required staff supervision for such activities.
- (2) **Staff supervision**--refers to supervision provided by a sole-supervision certified TJJD employee. See §380.9951 of this title for the definition of sole-supervision. The proportion of juvenile correctional officer staff included in the staff supervision team will be appropriate to the type of activity and number of youth participating.

(d) **General Provisions.**

- (1) Each off-campus activity must be approved on a case-by-case basis for each youth.
- (2) Youth may be subject to criteria in addition to the CSR in order to qualify for participation in off-campus activities.

(e) **Calculation of the Custody and Supervision Rating.**

A CSR of high, medium, or low is calculated for each youth using several factors, such as:

- (1) the severity of the committing offense;
- (2) the youth's delinquent history prior to commitment to TJJD;
- (3) the youth's runaway/escape history;
- (4) the youth's recent performance and behaviors; and
- (5) the length of time the youth has been in a secure residential placement.

(f) **Supervision Ratios.**

- (1) A youth with a high CSR is not permitted to leave the grounds except for necessary healthcare services or emergencies. Constant supervision is provided at a ratio of at least two staff members for one youth, or at least one staff member for one youth if the youth is in mechanical restraints.
- (2) A youth with a medium CSR may leave the grounds for approved activities. Constant supervision is provided at a ratio of at least one staff member for one youth.

- (3) A youth with a low CSR may leave the grounds for approved activities with or without direct staff supervision. For group activities, supervision is provided at a ratio of at least one staff member for every four youth.
- (4) At least two staff members are required for any staff-supervised off-campus activity, even if the supervision ratio would allow for one staff member.

(g) **Waivers.**

- (1) A waiver of a youth's CSR must be based on a recommendation by the youth's multi-disciplinary team that participation in the off-campus activity would promote progress in the youth's rehabilitation and/or community reintegration.
- (2) The facility administrator may grant a waiver to reduce a youth's CSR by one level. However, the facility administrator may not grant a waiver if the youth:
 - (A) is placed under detainer by another jurisdiction;
 - (B) is serving an extension length of stay;
 - (C) has been released from the Redirect program within the last 90 days;
 - (D) has had a Level II hearing (see [§380.9555](#) of this title) proven true for a major rule violation that occurred within the last 90 days;
 - (E) has had his/her parole revoked; or
 - (F) has ever escaped from a high restriction TJJD facility.
- (3) The division director over residential services or his/her designee may grant a waiver of any youth's CSR by up to two levels.

See [INS.91.31](#) for implementation procedures